

JUL-11-2008 09:56

BINGHAM MCCUTCHEN LLP

PATTERSON/T
P.02

07/10/2008 THU 14:30 FAX

003/004

Michael A. Calano, Esq.
CALANO & CULHANE, LLP
370 Lexington Avenue, Suite 1200
New York, New York 10017
Tel. No: (212) 685-3500
Facsimile: (914) 946-6000
mcalano@cclawny.com
Attorneys for the Defendants

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 7/15/08

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
BALLET JEWELS, LLC,

Plaintiff,

STIPULATION

-against-

UT FREIGHT SERVICE (USA) LTD., and
UT FREIGHT FORWARDERS LTD.,

08 CV 4904

Defendants.
-----X

SIRS:

IT IS HEREBY STIPULATED AND AGREED, by and between
the attorneys of record for the plaintiff, BALLET JEWELS, LLC, and
the attorneys for the defendants, UT FREIGHT SERVICE (USA)
LTD., and UT FREIGHT FORWARDERS LTD., that:

1. The defendants, UT FREIGHT SERVICE (USA) LTD.,
and UT FREIGHT FORWARDERS LTD., hereby withdraw the
counter-claims set forth in their Answer and will rely instead upon its
Complaint in Matter No: 08 CIV 5002; and

JUL-11-2008 09:57

BINGHAM MCCUTCHEN LLP

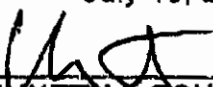
P.03


07/10/2008 THU 14:30 FAX

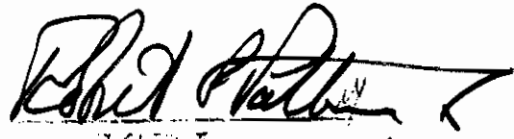
004/004

2. The defendants, UT FREIGHT SERVICE (USA) LTD., and UT FREIGHT FORWARDERS LTD., hereby withdraw its Discovery & Inspection requests at this time and will renew said requests at the appropriate time pursuant to Rule 26 of the Federal Rules of Civil Procedure.

Dated: New York, New York
July 10, 2008


KENNETH T. SCHACTER
BINGHAM MCCUTCHEN, LLP
Attorneys for the Plaintiff
399 Park Avenue
New York, New York 10022
Tel. No: (212) 705-7487


MICHAEL A. CALANO
CALANO & CULHANE, LLP
Attorneys for the Defendants
370 Lexington Avenue, Suite 1200
New York, New York 10017
Tel. No: (212) 685-3500

So ordered

7/14/08